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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/695,492	10/28/2003	David A. Johnson	100110842-1	8162

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EXAMINER

PHAM, HAI CHI

ART UNIT	PAPER NUMBER
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2861

DATE MAILED: 11/03/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

**Supplemental
Notice of Allowability**

Application No.

10/695,492

Examiner

Hai C. Pham

Applicant(s)

JOHNSON, DAVID A.

Art Unit

2861

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to Amendment filed 08/02/06.
2. ☒ The allowed claim(s) is/are 1,3-22,24-26,28-37,39 and 40.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit
of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413),
Paper No./Mail Date _____
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____

REASONS FOR ALLOWANCE

The present Notice of Allowability is issued to correct the total number of claims being allowed.

1. The following is an examiner's statement of reasons for allowance:

Claims 1, 22, 26, 37, 39 and 40 is patentable over the prior art of record because of the printing system and the method for calibration used in the printing system, wherein the calibration system is configured to measure one or more colorant levels of the colorant applied to the test element by the print unit before the colorant is in a finished state, measure one or more color values of the colorant applied to the print media after the colorant is in the finished state, establish a correlation between the one or more measured colorant levels and the one or more measured color values such that the correlation can be utilized to calibrate the print unit, convert the one or more measured colorant levels to corresponding one or more predicted color values based on the correlation, compare the one or more predicted color values to target color values, and calibrate the print unit if a difference between the one or more predicted color values and the target color values exceeds a threshold value. The combined limitations as currently claimed are not taught by the prior art of record considered alone or in combination.

Claims 9 and 31 are patentable over the prior art of record because of printing system and the method for calibrating used in the printing system, wherein the calibration system is configured to measure one or more colorant levels of the colorant applied to the test element by the print unit before the colorant is in a finished state, convert the one or more measured colorant levels to corresponding one or more predicted color values, compare the one or more predicted color values to target color values, and calibrate the

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print unit if a difference between the one or more predicted color values and the target color values exceeds a threshold value. The combined limitations as currently claimed are not taught by the prior art of record considered alone or in combination.

Claims 16 and 36 are patentable over the prior art of record because of the printing system and the method for calibrating the printing system, wherein the calibration system has a selectable one of a first calibration mode configured to (i) measure colorant levels of a colorant applied to a test element, (ii) convert the measured colorant levels to predicted color values based on a correlation between colorant levels and color values, (iii) compare the predicted color values to target color values, and (iv) calibrate the print unit to adjust the colorant level applied to the test element if a difference between the predicted color values and the target color values exceeds a threshold value, and a second calibration mode configured to (i) measure color values of the colorant applied to a print media after the colorant is in a finished state, and (ii) establish the correlation between the measured colorant levels and the measured color values. The combined limitations as currently claimed are not taught by the prior art of record considered alone or in combination.

Claims 3-8, 10-15, 17-21, 24-25, 28-30 and 32-35 are allowed because they are directly or indirectly dependent from claims 1, 9, 16, 22, 26 and 31 above.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Hai C. Pham whose telephone number is (571) 272-2260. The examiner can normally be reached on M-F 8:30AM - 5:30PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Stephen D. Meier can be reached on (571) 272-2149. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.



HAI PHAM
PRIMARY EXAMINER

October 31, 2006